

CHAPTER 13 CALENDAR CONFIGURATION

Rochester Only

First & Second Business Monday of the Month: (Typically)

CONFIRMATION HEARINGS shall be scheduled at:

9:00, 10:00, 11:00, - break - 1:00, 2:00, 3:00

4:00 p.m. - Confirmation Hearings may be adjourned to the 4:00 time slot at the Trustee's discretion if the Debtor's attorney fails to timely file an amended plan to comport with the Trustee's Report.

MOTIONS

(1) All Motions relating to cases on for confirmation - with corresponding confirmation hearing

All Trustee motions¹ and Orders to Show Cause by the Court² related to the status of a Chapter 13 case scheduled for Confirmation will be scheduled with and appear on the calendar corresponding with the Confirmation Hearing. These motions include relief requested pursuant to both old law and new law Code provisions.

(2) Trustee Motions to Dismiss³ (not related to a case scheduled for Confirmation) shall be scheduled at **4:00** If the basis for the Dismissal is either a New Law provision or for failure to file statements and/or plan, the Trustee may also schedule the motion on any Wednesday Motion Calendar at 11:30.

(3) Default Debtor and Default Trustee Motions⁴ shall be scheduled on the **Wednesday Motion Calendar at 11:00.**

¹Motion to Dismiss for: (1) failure to start payments within 30 days of filing; (2) failure to maintain plan payments; (3) unreasonable delay; (4) feasibility; (5) failure to appear at confirmation hearing; (6) confirmation denied.

²(1) failure to file statement of SS#; (2) failure to pay filing fee, etc.

³Motion to dismiss for: (1) failure to maintain plan payments; (2) failure to file tax returns; (3) confirmation denied; (4) failure to start payments; (5) debts exceed jurisdictional limit; (6) failure to appear at 341 hearing; (7) feasibility; (8) unreasonable delay; (9) plan exceeds five year time limit; (10) failure to file statements and/or plan; (11) failure to file credit counseling certificate; (12) failure to file a statement of pre-confirmation adequate protection, etc.

⁴ Motions to Modify Plan; Hardship Discharge; Sale Motions.